



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10  
1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

AUG 19 2015

OFFICE OF  
COMPLIANCE AND ENFORCEMENT

WA 3418  
8/19/15  
4C

Reply To: OCE-101

**Certified Mail - Return Receipt Requested**

Mr. Stephen McKee  
Environmental Division Head  
Code 106.3  
U.S. Navy Puget Sound Naval Shipyard and Intermediate Maintenance Facility  
1400 Farragut Avenue  
Bremerton, Washington 98314-5001

Re: **NOTICE OF VIOLATION**  
U.S. Navy Puget Sound Naval Shipyard and Intermediate Maintenance Facility (PSNS)  
EPA ID Number WA217002 3418

Dear Mr. McKee:

This Notice of Violation (NOV) is to inform PSNS of violations of the Resource Conservation and Recovery Act, as amended (RCRA), at your facility in Bremerton, Washington. These violations were identified as a result of an inspection conducted by the U.S. Environmental Protection Agency (EPA) on October 27-28, 2014, at PSNS located at 1400 Farragut Avenue, Bremerton, Washington. The inspection was conducted pursuant to EPA inspection authority under Section 3007 of RCRA (42 U.S.C. § 6927). Washington has a federally authorized RCRA program; therefore, the inspection was conducted to assess compliance with the authorized portions of WAC 173-303. From the observations made during the inspection, the RCRA violations cited below were identified at your facility.

**Violation 1: Failure to store universal waste fluorescent lamps in closed containers**

The regulation found at WAC 173-303-573(9)(c)(ii) requires that containers of universal waste lamps be kept closed.

During the inspection, the EPA inspectors observed universal waste lamps in open containers in Building 455 and in a roll-off box on the east side of Building 944.

Failure to store universal waste lamps in a closed container is a violation of WAC 173-303-173(9)(c)(ii).

**Violation 2: Failure to label a container of used oil**

The regulation at 40 CFR §279.22(c), as incorporated by reference at WAC 173-303-515(6), states that "containers and aboveground tanks used to store used oil at generator facilities must be labeled or marked clearly with the words "Used Oil."

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At the time of the inspection, the inspectors observed a 5-gallon container that was used to collect used oil from the oil filter crusher. The container was not labeled with the words "Used Oil".

Failure to label a container of used oil with the words "Used Oil" is a violation of 40 C.F.R. § 279.22(c).

### **Required Action**

Following the inspection, PSNS submitted a response with documentation verifying return to compliance for the violations cited above. No further action is required to address these violations. Reoccurrence of these violations may subject PSNS to enforcement action under Section 3008 of RCRA, including the assessment of civil penalties.

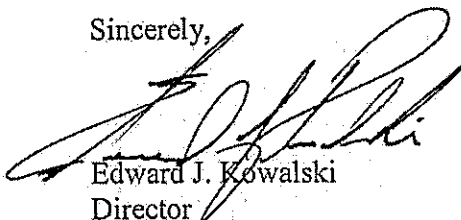
### **EPA Reservation of Rights**

Notwithstanding this NOV or your response, EPA reserves the right to take any action pursuant to RCRA or any other applicable legal authority. Your response to this NOV does not constitute compliance with RCRA.

Nothing in this NOV or your response shall affect duties, obligations, or responsibilities with respect to PSNS under local, state, or federal law or regulation.

Thank you for your prompt attention to this important matter. If you have questions regarding this NOV, please contact Jack Boller of my staff at 206-553-2953 or [bolter.jack@epa.gov](mailto:bolter.jack@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Edward J. Kowalski", is written over the typed name and title.

Edward J. Kowalski  
Director